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**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**

Applicant(s): John W. Wong, et al.

Docket No.

10546-006

Serial No.

09/424,431

Filing Date

March 16, 2000

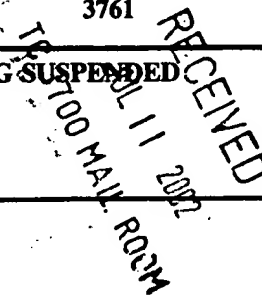
Examiner

M. Mendoza

Group Art Unit

3761

Invention: **METHOD AND APPARATUS FOR DELIVERING RADIATION THERAPY DURING SUSPENDED VENTILATION**



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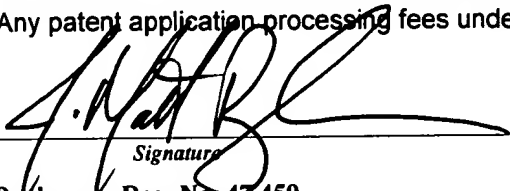

**Kandi L. Lampkins**

(Typed or Printed Name of Person Mailing Correspondence)

*Kandi L. Lampkins*

(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing.

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>			Docket No. <b>10546-006</b>		
Applicant(s): <b>John W. Wong, et al.</b>					
Serial No. <b>09/424,431</b>	Filing Date <b>March 16, 2000</b>	Examiner <b>M. Mendoza</b>	Group Art Unit <b>3761</b>		
Invention: <b>METHOD AND APPARATUS FOR DELIVERING RADIATION THERAPY DURING SUSPENDED</b>					
<b>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</b>					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	16 -	20 =	0 x	\$18.00	\$0.00
INDEP. CLAIMS	4 -	3 =	1 x	\$84.00	\$84.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$84.00</b>
<input type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of <b>\$84.00</b> to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-1925 A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 Signature			Dated: <b>June 26, 2002</b>		
<b>J. Matthew Buchanan, Reg. No. 47,459</b> <b>BRINKS HOFER GILSON &amp; LIONE</b> <b>P.O. Box 10395</b> <b>Chicago, IL 60610</b> <b>(734) 302-6000</b>					
<div style="border: 1px solid black; padding: 5px;"> <p>I certify that this document and fee is being deposited on 6/26/2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.</p> <p style="text-align: center;">            Signature of Person Mailing Correspondence</p> <p style="text-align: center;"><b>Kandi L. Lampkins</b>            Typed or Printed Name of Person Mailing Correspondence</p> </div>					

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Serial No.: 09/424,431  
Attorney Docket No.: 10546-006

13/B  
B. Webb  
7/16/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 3761  
Examiner: M. Mendoza  
Inventor: John W. Wong, et al.  
Serial No: 09/424,431  
Filed: March 16, 2000  
For: Method and Apparatus for  
Delivering Radiation Therapy  
During Suspended  
Ventilation

REPLY AND AMENDMENT

RECEIVED  
JUL 11 2002  
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Assistant Commissioner for Patents  
Washington, DC 20231

Dear Sir:

In response to an Office action mailed by the Examiner on March 26, 2002, Applicants submit this Reply and Amendment. In the subject Office action, the Examiner rejected all pending claims and set a shortened statutory period for reply of three months. Furthermore, the Examiner objected to the specification.

On June 18, 2002, Applicants' attorney, J. Matthew Buchanan, conducted an interview with the Examiner, Michael G. Mendoza, and the Primary Examiner, Glenn K. Dawson. In the interview, Applicants' attorney discussed the cited art and its applicability to the pending claims. Specifically, Applicants' attorney and the Examiners discussed the absence of a teaching of a two valve system for use with radiation delivery during suspended ventilation in the cited references.